

## Message Text

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PAGE 01 LIMA 09539 172335Z

64

ACTION SS-25

INFO OCT-01 ISO-00 SSO-00 /026 W  
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P 172210Z NOV 75

FM AMEMBASSY LIMA

TO SECSTATE WASHDC PRIORITY 7688

C O N F I D E N T I A L LIMA 9539

STADIS////////////////////////////////

EXDIS

E.O. 11652: GDS

TAGS: UNGA, EGEN, PE

SUBJECT: UN RESOLUTION ON CORRUPT PRACTICES BY TRANSNATIONAL  
ENTERPRISES (TNES)

REF: (A) STATE 245860 (B) LIMA 9003 (C) STATE 254996

1. EMBOFFS MET NOVEMBER 14 WITH ALAN WAGNER, FONOFF DIRECTOR OF TECHNICAL ASSISTANCE, IN FOLLOW-UP DISCUSSION TO INITIAL MEETING REPORTED LIMA 9003. WAGNER'S OVERALL ATTITUDE IS THAT LIBYA-IRAN SPONSORED RESOLUTION IS COMMENDABLE STATEMENT OF PRINCIPLES, FOR WHICH ENFORCEMENT LEGISLATION IS A LONG WAY OFF IN THE FUTURE. WAGNER ALSO BELIEVES U.S. IS EXAGGERATING EXTRATERRITORIAL IMPLICATIONS OF DRAFT RESOLUTION AND THINKS THAT PERU AND U.S. COULD COOPERATE AMICABLY IN CARRYING THROUGH ON THE MORAL IMPLICATIONS OF THE RESOLUTION ONCE IT IS ADOPTED.

2. IN RESPONSE TO MORE SPECIFIC INQUIRIES POSITED IN REFTEL A, WANGER BELIEVES: A) PERUVIAN POSITION WILL BE (AND CLEARLY IN HIS PROFESSIONAL OPINION SHOULD BE) THAT IT IS DESIRABLE FOR HOME GOVERNMENT TO NAME FOREIGN GOVERNMENT OFFICIAL(S) AS RECIPIENT(S) OF PAYMENT EACH AND EVERY TIME TNE ACCUSED OF ILLEGAL PAYMENT. THIS, IN HIS OPINION, IS MAIN STRENGTH OF RESOLUTION. B) HE DOUBTS THAT HOME GOVERNMENT WOULD AUTOMATICALLY BECOME INVOLVED IN EXTENSIVE INVESTIGATIONS INTO ACTIVITIES OF HOST GOVERNMENT OFFICIALS. WHATEVER ACTION TAKEN WOULD DEPEND UPON  
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PAGE 02 LIMA 09539 172335Z

THE RESPECTIVE ENFORCEMENT LEGISLATION OF EACH GOVERNMENT AND,

PRACTICALLY SPEAKING, WOULD DEPEND UPON THE DEGREE OF COOPERATION BETWEEN GOVERNMENTS INVOLVED. HE SAID THE PRESENT "MORALIZATION" CAMPAIGN OF GOP IS CONDUCTIVE TO NAMING NAMES AND FOLLOWING UP WITH INVESTIGATIONS. C) WAGNER DOES NOT SEE PROSPECT OF MUCH CONFLICT BETWEEN USG AND PERU AS RESULT OF DISCLOSURE PROCEDURES.

3. COMMENT: WAGNER'S COMMENTS ARE RATHER PERSONAL BUT SINCE HE ENJOYS CONFIDENCE OF FONMIN DE LA FLOR, WE WILL EXPECT TO SEE HIS ATTITUDE REFLECTED AT HIGHER LEVELS IN PERU'S FINAL POSITION.  
DEAN

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## Message Attributes

**Automatic DecapTIONing:** Z  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** CORRUPTION, UNGA RESOLUTIONS, MULTINATIONAL CORPORATIONS, FOREIGN POLICY POSITION  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 17 NOV 1975  
**DecapTION Date:** 28 MAY 2004  
**DecapTION Note:** 25 YEAR REVIEW  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
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**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
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**TAGS:** EGEN, PE, UNGA  
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**Type:** TE  
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